



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Here Application of

Keith McCloghrie, et al.

Serial No.: 09/106,519

Filing Date: June 29, 1998

) Confirmation No. 6843

) Group Art Unit: 2661

) Examiner: Bob A. Phunkulh

) Notice of Allowance: January 3, 2005

For: SAMPLING PACKETS FOR NETWORK MONITORING

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION TO DEFER ISSUANCE OF PATENT APPLICATION
UNDER C.F.R § 1.314**

Sir:

Applicant hereby respectfully petitions for deferral of the issuance of the application referenced above as a patent until the attached Response to Notice of Informal Application has been considered by the Examiner. This petition is made to allow sufficient time for the Examiner to obtain the case file and to consider the Response to Notice of Informal Application.

Based on the foregoing, it respectfully submitted that applicant has shown good and sufficient reasons why it is necessary to defer issuance of the patent as requested.

04/05/2005 HTECKLU2 00000034 09106519

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Pursuant to 37 C.F.R. § 1.314, enclosed is a check for the fee of \$130 as specified in 37 C.F.R. § 1.17(h). Please charge any shortages or credit any overages to Deposit Account No. 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP



Date: March 30, 2005

Edward A. Becker
Reg. No. 37,777

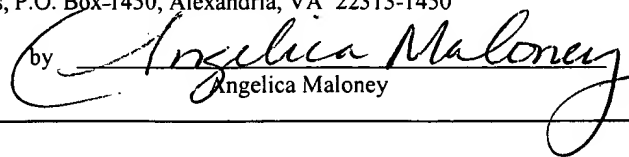
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: **Mail Stop Issue Fee,** Commissioner for Patents, P.O. Box-1450, Alexandria, VA 22313-1450

on March 30, 2005

by


Angelica Maloney